

In The Court Of Appeal Of The State Of California 52  
Sixth Appellate District  
San Jose, California

MONDAY, MARCH 29, 1999

H017511 ORR v. UNIVERSITY NATIONAL BANK AND TRUST CO., et al.  
The judgment is affirmed. (not published)  
(Elia, J.; We concur: Cottle, P. J., Premo, J.)  
Filed March 29, 1999

H018163 PEOPLE v TOBIAS  
The judgment is reversed. (published)  
(Mihara, J.; I concur: Bamattre-Manoukian, Acting P. J.;  
dissenting opinion by Wunderlich, J.)  
Filed March 29, 1999

H017629 JACKSON, et al. v. CLEGG, et al.  
The appeal is dismissed. The parties shall bear their own  
costs on appeal. (Not published)  
(Bamattre-Manoukian, Acting P. J.; We concur: Wunderlich, J.,  
Mihara, J.)  
Filed March 29, 1999

H018375 RANGEL v. SYUPERIOR COURT OF SANTA CLARA COUNTY;  
PFLEIDERER  
Let a peremptory writ issue directing respondent court to  
vacate that portion of its order of March 16, 1998, granting the  
motion for summary adjudication of the causes of actions for  
defamation and intentional infliction of emotional distress, and  
to enter a new and different order denying the motion for summary  
adjudication. Costs are awarded to petitioner. (not published)  
(Premo, Acting P. J.; We concur: Elia, J., Wunderlich, J.)  
Filed March 29, 1999

TUESDAY, MARCH 30, 1999

H019335 In re JUAN ALVARADO on Habeas Corpus  
By the Court\*:

Petitioner's petition for rehearing is denied.  
Dated: March 30, 1999 Bamattre-Manoukian, Acting P. J.  
\*Before Bamattre-Manoukian, Acting P. J., Wunderlich, J. and  
Mihara, J.

H018990 PEOPLE v. FISHER  
The judgment is affirmed. (not published)  
(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J.,  
Wunderlich, J.)  
Filed March 30, 1999

In The Court Of Appeal Of The State Of California 53  
Sixth Appellate District  
San Jose, California

Tuesday, March 30, 1999 (continued)

H017500 PEOPLE v. BOWDEN

The judgment is modified to stay the sentence imposed on count 2. The clerk of the superior court is ordered to so amend the abstract of judgment. In all other respects, the judgment is affirmed. (not published)

(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J., Mihara, J.)

Filed March 30, 1999

WEDNESDAY, MARCH 31, 1999

H018708 In re BRADLEY G., et al., Persons Coming Under the Juvenile Court Law

The orders appealed from are affirmed (not published) (Elia, J.; We concur: Cottle, P. J., Premo, J.)

Filed March 31, 1999

H017105 PEOPLE v. CARDIEL

The judgment is affirmed. (not published) (Elia, J.; We concur: Cottle, P. J., Premo, J.)

Filed March 31, 1999

H019104 PEOPLE v. BURKHART

The judgment is affirmed. (not published) (Premo, J.; We concur: Cottle, P. J., Elia, J.)

Filed March 31, 1999

H018360 PEOPLE v. FLETCHER

The judgment is reversed. (not published) (Mihara, J.; I concur: Bamattre-Manoukian, Acting P. J.; dissenting opinion by Wunderlich, J.)

Filed March 31, 1999

H017284 ARYUBI v. SINGH, et al.

The judgment is affirmed. The ruling on request for attorney fees is affirmed. (not published)

(Premo, J.; We concur: Cottle, P. J., Elia, J.)

Filed March 31, 1999

Sixth Appellate District

San Jose, California

Wednesday, March 31, 1999 (continued)

H017829 IN RE RICHARD R., A MINOR

The judgment is affirmed. The matter is remanded to the trial court with instructions to declare count one a misdemeanor under Welfare and Institutions Code Section 702. (not published)(Elia, J.; We concur: Cottle, P. J., Premo, J.)  
Filed March 31, 1999

H017446 COUNTY OF SANTA CLARA v. GALLIZIOLI

The judgment is affirmed. (not published)  
(Premo, J.; We concur: Cottle, P. J., Elia, J.)  
Filed March 31, 1999

H019120 PEOPLE v. HAYES

The judgment is affirmed. (not published)  
(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J., Mihara, J.)  
Filed March 31, 1999

H019116 PEOPLE v. FLORES

The judgment is affirmed. Counsel's motion to withdraw as attorney of record is denied. (not published)  
(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J., Mihara, J.)  
Filed March 31, 1999

H019204 PEOPLE v. SAUCEDO

The judgment is affirmed. Counsel's motion to withdraw as attorney of record is denied. (not published)  
(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J., Mihara, J.)  
Filed March 31, 1999

H018427 YAN-TING SMITH v. AMERIQUEST MORTGAGE COMPANY

The order of dismissal is reversed. The matter is remanded. The trial court is directed to hear and decide the class action issue and grant defendant leave to answer. Plaintiff is awarded costs on appeal. (not published)  
(Premo, J.; We concur: Cottle, P. J., Elia, J.)  
Filed March 31, 1999

H017164 PEOPLE v. NEIL

By the Court\*:

Appellant's petition for rehearing is denied.  
Dated March 31, 1999 Cottle, P.J.

In The Court Of Appeal Of The State Of California 55  
Sixth Appellate District  
San Jose, California

\*Before Cottle, P.J., Premo, J., and Elia, J.

Wednesday, March 31, 1999 (continued)

H018242 PEOPLE v. SELF

By the Court\*:

Appellant's petition for rehearing is denied.

Dated March 31, 1999 Cottle, P.J.

\*Before Cottle, P.J., Premo, J., and Elia, J.

THURSDAY, APRIL 1, 1999

H018072 PEOPLE v. DAVIS

The judgment is affirmed. (not published)

(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J.,  
Mihara, J.)

Filed April 1, 1999

H017643 PEOPLE v. CORTES

The judgment is affirmed. (published)

(Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P. J.,  
Mihara, J.)

Filed April 1, 1999

H019125 DAHLMEIER, et al. v. SUPERIOR COURT; NORTH VALLEY  
SALOON, et al

Let a peremptory writ of mandate issue, directing respondent  
superior court to vacate its order of August 20, 1998, denying  
the motion of petitioner Don Dahlmeier for a change of venue to  
Butte County, and to enter a new and different order granting the  
motion. Costs are awarded to petitioner. (not published)

(Cottle, P. J.; We concur: Premo, J., Elia, J.)

Filed April 1, 1999

H017368 PEOPLE v. OLVERA

By the Court\*:

Appellant's petition for rehearing is denied.

Dated: April 1, 1999 Cottle, P. J.

\*Before Cottle, P. J., and Elia, J.

H018083 KALINOWSKI v. EXECUTIVE MEDICAL ENTERPRISES, INC.

By the Court\*:

Respondent's petition for rehearing is denied.

Dated: April 1, 1999 Cottle, P. J.

\*Before Cottle, P. J., Premo, J. and Elia, J.

In The Court Of Appeal Of The State Of California 56  
Sixth Appellate District  
San Jose, California

Friday, April 2, 1999 (continued)

H017421 PEOPLE v. LOVE

By the Court\*:

Appellant's petition for rehearing is denied.

Dated: April 1, 1999 Bamattre-Manoukian, Acting P. J.

\*Before Bamattre-Manoukian, Acting P. J., Wunderlich, J. and  
Mihara, J.

H017187 BENAVIDEZ, et al. v. SAN JOSE POLICE DEPARTMENT, et al.

By the Court\*:

Appellants' petition for rehearing is granted.

Dated: April 2, 1999 Cottle, P. J.

\*Before Cottle, P. J., Premo, J. and Elia, J.

H017968 HERAVER v. O'NEILL, et al.

The judgment is affirmed. (not published)

(Elia, J.; We concur: Cottle, P. J., Premo, J.)

Filed April 2, 1999

H018888 In re IGNACIO E., A Person Coming Under the Juvenile  
Court Law

The judgment is affirmed. (not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J.,  
Wunderlich, J.)

Filed April 2, 1999

H016974 PEOPLE v. DELOACH

By the Court\*:

Appellant's petition for rehearing is denied.

Dated: April 2, 1999 Mihara, Acting P.J.

\*Before Bamattre-Manoukian Acting P.J., Wunderlich, J. and  
Mihara, J.

H018193 PEOPLE v. MANJARES

The judgment is affirmed. (not published)

(Mihara, J.; We concur: Bamattre-Manoukian, Acting P. J.,  
Wunderlich, J.)

Filed April 2, 1999